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October 23, 2003

Robert E. Bushnell  
Suite 300  
1522 K Street, N.W.  
Washington, DC 20005-1202

In re application of:  
Kyung-Pill Ko            DECISION ON PETITION  
Serial No.: 09/898,089  
Filed: July 5, 2001  
For: COMPUTER SYSTEM AND OSD DISPLAYING METHOD FOR THE SAME

This is a decision on the petition received on September 25, 2001, for the Patent and Trademark Office to correctly examine the formal drawing in the above-identified application.

Upon review it was noted that the Notice to File Corrected Application Paper issued on August 21, 2001, was sent in error.

The petition is hereby GRANTED.

The application has been complete for release to Technology Center 2654.

The Office regrets any inconvenience this may have caused the client.

Telephone inquiries concerning this matter may be directed to Doshie E. Day  
(703) 308-3640.

A handwritten signature in cursive script that reads "Doshie E. Day".

Doshie E. Day  
Program Management Assistant  
Office initial Patent Examination



DAC #2  
PATENT  
P56497

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

KYUNG-PILL KO

Serial No.: 09/898,089

Examiner: *to be assigned*

Filed: 5 July 2001

Art Unit: 2641

For: COMPUTER SYSTEM AND OSD DISPLAYING METHOD FOR THE SAME

**PETITION UNDER 37 C.F.R. §1.181**

Assistant Commissioner  
for Patents  
Washington, D.C. 20231

Sir:

Applicant respectfully petitions from the failure of the PTO to correctly examine the formal drawings originally filed in the above-captioned application, and as reasons therefore, states that:

Folio: P56497  
Date: 9/25/01  
I.D.: REB/kf

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SEP 27 2001

OFFICE OF PETITIONS  
DEPUTY A/C PATENTS

**STATEMENT OF FACTS**

1. On 5 July 2001, a new application for the above-captioned application was filed in the U.S. Patent & Trademark Office. The new application consisted of the specification, claims, Abstract, formal drawings (Figs. 1 through 5C, 5 sheets), executed Declaration and executed Assignment, Information Disclosure Statement and PTO-1449 with copies of nine (9) references cited in the aforesaid Information Disclosure Statement, claim of priority and a copy of the certified Korean priority document No. 8455/2001, and check Nos. 39863 and 39864 in the total amount of \$982.00.
  
2. On or about 23 August 2001, the Applicant's undersigned attorney received a Notice to File Corrected Application Papers (Confirmation No. 3207) where submission of substitute formal drawing is required for the following reasons:

“drawing figures contain text that is not in English (including, for example, a flow chart that was originally not in English that has been marked up to include the English text) see 37 CFR 1.84(p)(2) and 37 CFR 1.52(d)(1)”

**REMARKS**

The aforesaid Notice does not mention which figure(s) has been objected to. Applicant assumes the Notice is referring to Fig. 4C where Korean characters are depicted.

The Commissioner's attention is invited to the specification, paragraph [0017] on page 5 where it says, "FIGS. 4A4D are OSD menu screens showing the process of selecting a language in the display device; and". Also, at lines 15-16 on page 10 (paragraph [0030]) Figures 4C and 4D are stated to show "Korean" and English selected by the user, respectively.

As is stated above, Fig. 4C is a menu screen displayed on a display device which indicates availability of Korean language as a selection by using Korean characters so as to enable users to immediately recognize the particular language. Therefore, the Korean characters which appear in Fig. 4C are not used as a text to explain the Fig. 4C itself, but **used as an image to illustrate** how one of the menu screens of the present invention appear in an actual display device.

In view of the above, it is respectfully submitted that the objection to the drawings of the present application based on 37 C.F.R. §1.84 and/or §1.52 does not apply, and should be withdrawn.

Should any question remain unsolved or further information be indicated, the Commissioner is invited to telephone Applicant's undersigned attorney at (202) 408-9040.

**RELIEF REQUESTED**

Accordingly, Applicant respectfully requests the Commissioner to:

- A. Strike out of the file history the Notice to File Corrected Application Papers mailed 22 August 2001 for the above-captioned application and so notify the Applicant;
- B. Place the instant application on the files for examination.
- C. Grant such other and further relief as justice may require.

Respectfully submitted,



Robert E. Bushnell  
Attorney for the Applicant  
Registration No.: 27,774

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## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/898,089	07/05/2001	Kyung-Pill Ko	P56497

CONFIRMATION NO. 3207

## FORMALITIES LETTER



\*OC00000006460052\*

ROBERT E. BUSHNELL  
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WASHINGTON, DC 20005

Date Mailed: 08/22/2001

## NOTICE TO FILE CORRECTED APPLICATION PAPERS

*Filing Date Granted*

This application has been accorded an Application Number and Filing Date. The application, however, is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given **TWO MONTHS** from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a)

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing figures contain text that is not in English (including, for example, a flow chart that was originally not in English that has been marked up to include the English text) see 37 CFR 1.84(p)(2) and 37 CFR 1.52(d)(1);

*A copy of this notice **MUST** be returned with the reply.*

*Charley Young*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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